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CASE PH 7440 NP



FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

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September 19, 2005  
Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

DOUGLAS G. BATT

PATENT NO. 6,919,356 B2

ISSUED: JULY 19 2005

FOR: N-SUBSTITUTED HETEROCYCLIC AMINES AS MODULATORS OF  
CHEMOKINE RECEPTOR ACTIVITY

MAIL STOP: PGPUB  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION TO CORRECT PATENT TERM ADJUSTMENT PERIOD  
IN GRANTED PATENT UNDER 37 CFR 1.702 (a) (4)

Sir:

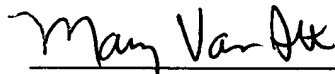
The Issue Fee on the above Patent was paid on January 20<sup>th</sup> 2005 and the patent should have issued on May 20<sup>th</sup>, 2005. There was a Patent Office Delay of 60 days. The patent term adjustment history from PAIR shows the USPTO Delay as 60 days and the Applicant Delay as 120 days. The term was reduced by 120 days for a Miscellaneous Incoming Letter on January 20<sup>th</sup> 2005. The only submission on that date was the Issue Fee Payment Form and the Maintenance Fee Address Form. We request that the 120 day reduction be removed and the term re-adjusted to 60 days USPTO delay. The applicant is entitled to 60 days Patent Term Adjustment.

Enclosed is a copy of the cover page of the patent and a copy of Patent Term Adjustment from PAIR for your convenience.

Applicant believes this error is ascribable to the Patent Office, applicant is requesting re-consideration of the patent term adjustment within two months of the date of the issued patent under §1.705(d). Accordingly, no fees are required. However, if this is incorrect, the Commissioner is hereby authorized to charge the \$200 fee under 37 CFR §1.18(e) and any additional fees that may be required to Deposit Account No. 19-3880 in the name of Bristol-Myers Squibb Company.

Respectfully submitted,

Bristol-Myers Squibb Company  
Patent Department  
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